IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

NOTICE OF MOTION NO.483 OF 2007
IN
WRIT PEITION NO.1818 OF 2007

Dipak Bhausaheb Khilari & Ors. ...Petitioners.
Versus
University of Mumbai & Ors. ...Respondents.

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Mr.Rui Rodriques for the Applicant in Notice of Motion.
Mr. Mihir Desai for Respondent No.3.
Ms.Salomi Desai i/b. M/s.M.P. Vashi & Asso. for the Petitioners.

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CORAM : SMT.RANJANA DESAI &
DR. D.Y. CHANDRACHUD, JJ.

October 1, 2007.

P.C.:

This Notice of Motion is taken out by Respondents 1 and 2 for the following relief:

> "(a) That this Hon'ble Court be pleased to substitute the directions given to Student Grievance Committee with a direction to the Board of Examinations to take decision within a period of 2 weeks."

We are informed by the Learned Counsel appearing for Respondents 1 and 2 that on the date on which we passed the instant order i.e. 30th August 2007, the Students' Grievance Committee had already heard the Petitioners and the Students' Grievance Committee had made a reference to the Board of Examinations. None of the parties was aware of that fact and therefore, in our order, we have stated that the Students' Grievance Committee had heard the Petitioners on 9th August 2007 and was yet to pass the order. In view of the statement made by the Learned Counsel appearing for Respondents 1 and 2 which is not disputed by the Learned Counsel appearing for the Respondent, we take the statement made by the Learned Counsel appearing for Respondents 1 and 2 on record that the Students' Grievance Committee had heard the Petitioners on 9th August 2007 and had made a reference to the Board of Examinations which is statutorily empowered to take a decision in that regard. We

are informed that the Board of Examinations has now taken the final decision. The decision taken by the Board of Examinations may be communicated to the Petitioners within one week.

Motion is disposed of.

SMT.RANJANA DESAI, J.

DR. D.Y. CHANDRACHUD, J.